



December 22, 2011

Ex Parte

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: WT Docket No. 11-18; RM-11592

Dear Ms. Dortch:

On December 20, 2011, Doug Hyslop, representing C Spire Wireless, spoke by telephone with Tom Peters of the Wireless Telecommunications Bureau. During the call, Mr. Hyslop and Mr. Peters discussed the technical aspects of several unsubstantiated claims made recently by AT&T in this proceeding.¹ During the call, Mr. Hyslop and Mr. Peters reviewed the enclosed materials, which were included with Vulcan Wireless' December 15, 2011, *ex parte* notice.²

Mr. Hyslop explained during the call that a unified Lower 700 MHz band class can be achieved rapidly and at minimal cost, without service disruptions, delays, or degradation. In addition, due to the lack of interference concerns and the fact that 3GPP Band Class 12 is an existing band with approved technical specifications, any device design modifications could be completed within a few months.

The technical conclusions discussed by Mr. Hyslop and Mr. Peters provide further support for the growing chorus of parties³ requesting that the Commission approve AT&T's purchase of the Qualcomm spectrum on the condition that AT&T utilize the original band class (3GPP Band Class 12) for all paired-spectrum deployments within the Lower 700 MHz.

¹ See, *ex parte* notice of AT&T Services, Inc., filed in WT Docket No. 11-18 on December 9, 2011.

² See, *ex parte* notice of Vulcan Wireless LLC, filed in WT Docket No. 11-18 on December 15, 2011.

³ In addition to Lower 700MHz A Block licensees and RCA, Sprint Nextel Corporation, as well as public interest groups, Public Knowledge and Free Press, have submitted *ex parte* notices in support of the requested condition.

The requested condition would enable a competitive mobile marketplace for LTE services that can drive innovation and investment, create jobs and, as a result, benefit consumers. As RCA summarized in its December 13, 2011 *ex parte* notice⁴:

By unifying the market for devices and equipment in the Lower 700 MHz spectrum, the proposed condition could allow 12 MHz of currently unused Lower 700 MHz spectrum (the Lower A Block) to almost immediately be put to use for the deployment of 4G LTE services—speeding deployment of wireless broadband services throughout the country and increasing the availability of 4G LTE devices and services to American consumers. Deployments across these additional 12 MHz of spectrum would unleash hundreds of millions of dollars in private capital as licensees, which are currently unable to access devices necessary to facilitate a feasible deployment of Band Class 12, build towers and retail locations to provide expanded services, service growing networks, and serve additional customers.

* * *

By adopting the proposed condition, the Commission will free the marketplace to develop devices capable of deployment and roaming on multiple carriers' 4G LTE networks across the entire Lower 700 MHz paired spectrum. The market's development of these devices on a timeline equal to those of other 700 MHz LTE bands is in the public interest as it will result in increased market competition, increased access to spectrum, and faster deployment of next generation wireless services to more Americans.

Pursuant to Section 1.1206(b) of the Commission's rules, I am filing this notice electronically in the above-referenced docket.

Sincerely,

A handwritten signature in black ink, appearing to read "Ben Moncrief", written in a cursive style.

Benjamin M. Moncrief
Director, Government Relations
C Spire Wireless

cc: Tom Peters (via e-mail)

Enclosures

⁴ See, *ex parte* notice of RCA-The Competitive Carriers Association, filed in WT Docket No. 11-18 on December 13, 2011.